

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CR No. 05-1849 JH

DANA JARVIS,

Defendant.

NOTICE OF NON-AVAILABILITY

Jody Neal-Post, co-counsel for Defendant Dana Jarvis, hereby gives notice of her non-availability from Monday, June 16, 2008 through Monday, July 7, 2008, to visit and attend to her terminally ill sister in Los Angeles.

Counsel respectfully requests no briefings deadlines be scheduled to fall within this time period nor immediately thereafter and that any hearings be scheduled only before or after co-counsel's period of non-availability, to ensure proper representation of the Defendant, Mr. Jarvis.

Respectfully submitted by:

Electronically Filed
/s/

May 23, 2008

By _____
Jody Neal-Post, Esq.
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(505) 268.7263

I hereby certify that a true and correct copy of the foregoing pleading was delivered to opposing counsel via the CM/ECF system this 23rd of May, 2008.

Electronically Filed

Jody Neal-Post.